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Attorneys for Plaintiff RED HEAD, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

Red Head, Inc., a California corporation,

Plaintiff,

V.

Fresno Rock Taco, LLC, a California limited liability company, and DOES 1-10,

Defendant.

CASE NO. C08-5703 EMC

**SECOND STIPULATION TO EXTEND
TIME TO RESPOND TO COMPLAINT
AND [PROPOSED] ORDER**

Date:

Time:

Dept: C, 15th Floor

Judge: Hon. Edward M. Chen

This Stipulation for Extension of Time to File Response to Complaint (the "Stipulation") is made by and between Plaintiff Red Head, Inc. and Defendant Fresno Rock Taco, LLC pursuant to Local Rule 6-1. The Parties each stipulate and agree as follows:

RECITALS

WHEREAS plaintiff Red Head, Inc. filed its complaint on December 22, 2008 and served defendant Fresno Rock Taco, LLC with the summons and complaint on January 5, 2009;

WHEREAS pursuant to Local Rule 6-1, the parties' January 22, 2009 Stipulation, and the Court's January 23, 2009 Order, defendant was granted an extension of time to February 18, 2009 to file its response to the complaint;

WHEREAS in order to facilitate settlement negotiations, the parties have stipulated and agreed to a second extension of extend time to March 4, 2009 for defendant to respond to the complaint;

WHEREAS, pursuant to Local Rule 6-1 this second extension of time will not alter any event or deadline already fixed by the Court.

STIPULATION

WHEREFORE, the Parties AGREE and STIPULATE as follows:

(1) Defendant has until March 4, 2009 to respond to the complaint.

DATED: February 18, 2009

JEFFER, MANGELS, BUTLER & MARMARO LLP
JAMES WESLEY KINNEAR
CARLA MENINSKY

By: /s/ Carla Meninsky

CARLA MENINSKY

Attnorneys for Plaintiff RED HEAD, INC.

DATED: February 18, 2009

SAGASER, JONES & HELSLEY
HOWARD A. SAGASER
SCOTT D. LAIRD

By: /s/ Scott D. Laird

SCOTT D. LAIRD

Attorneys for Defendant FRESNO ROCK TACO, LLC

[PROPOSED] ORDER

The Court, having reviewed the Stipulation and good cause appearing:

IT IS SO ORDERED.

DATED: February 19, 2009

